

2009 DRAFTING REQUEST**Bill**Received: **09/23/2008**Received By: **gmalaise**Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**By/Representing: **Jablonsky**This file may be shown to any legislator: **NO**Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - juvenile justice**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Jablonsky, BB0117 -

Topic:

Mendota Juvenile Treatment Center funding

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 09/23/2008	jdyer 09/25/2008		_____			S&L
/1			mduchek 09/26/2008	_____	cduerst 09/26/2008		S&L
/2	gmalaise 01/20/2009	jdyer 01/20/2009	rschluet 01/20/2009	_____	cduerst 01/20/2009		S&L
/3	gmalaise 01/28/2009	wjackson 01/28/2009	phenry 01/29/2009	_____	sbasford 01/29/2009		

FE Sent For:

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FE Sent For:

1/3 WJ 1/28

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<END>

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/?	gmalaize 09/23/2008	jdyer 09/25/2008					S&L
/1		<i>12/1/08 jld</i> mduchek 09/26/2008			cduerst 09/26/2008		

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/?	gmalaise	1/9/25 jld	MD 9/25	MD/RB 9/25			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Mendota Juvenile Treatment Center (MJTC)
- Tracking Code: BB0117
- SBO team: Health and Insurance
- SBO analyst: Sue Jablonsky
 - Phone: 7-9546
 - Email: Sue.Jablonsky@Wisconsin.gov
- Agency acronym: DHS
- Agency number: 435
- Priority (Low, Medium, High): High

Intent: Adjust the statutory dollar amount that DOC pays to DHS for its treatment of juvenile offenders at the MJTC at Mendota Mental Health Institute. See attached.



Department of Health Services
2009-2011 Biennial Budget Statutory Language Request
September 12, 2008

Mendota Juvenile Treatment Center

Decision Needed

Should the Department request language that would amend s. 46.057(2) to reflect the cost of care charged to the Department of Corrections (DOC) for juveniles in the Mendota Juvenile Treatment Center (MJTC)?

Background

Total costs of MJTC are re-estimated every biennium to take into account pay plan increases and other changes in staff compensation. The amount specified in statutes must be changed to reflect the new re-estimate. MJTC costs are funded by a combination of GPR from the Department of Corrections base budget and program revenue, which is revenue from the youth correctional rate charged to counties.

Current Language

s.46.057(2) From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$1,379,300 in each fiscal year and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$2,639,800 in fiscal year 2007-08 and \$2,707,300 in fiscal year 2008-09 for services for juveniles placed at the Mendota juvenile treatment center. The department of health services may charge the department of corrections not more than the actual cost of providing those services.

Proposed Change

s.46.057(2) From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$1,379,300 in each fiscal year and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) ~~\$2,639,800~~ \$2,929,300 in fiscal year ~~2007-08-2009-10~~ and ~~\$2,707,300~~ \$3,058,800 in fiscal year ~~2008-09~~ 2010-2011 for services for juveniles placed at the Mendota juvenile treatment center. The department of health services may charge the department of corrections not more than the actual cost of providing those services.

Desired Effective Date:	Upon passage of Bill
Agency:	DHS
Agency Contact:	William Emslie
Phone:	266-5380



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0392/7

GMM:...

Handwritten initials "jld" and a circled "1"

DOA:.....Jablonsky, BB0117 - Mendota Juvenile Treatment Center funding
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

In 9/23

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1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

CORRECTIONAL SYSTEM

JUVENILE CORRECTIONAL SYSTEM

Under current law, DHS operates the Mendota Juvenile Treatment Center (center) as a juvenile correctional facility, to provide evaluations and treatment for juveniles whose behavior presents a serious problem to themselves or others in other juvenile correctional facilities and whose mental health needs can be met at the center. Currently, DOC is required to transfer to DHS for those services certain amounts of general purpose revenues and program revenues specified in the statutes. This bill sets those amounts for fiscal years 2009-10 and 2010-11.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 2 SECTION 1. 46.057 (2) of the statutes is amended to read:
- 3 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the
- 4 department of corrections shall transfer to the appropriation account under s. 20.435

1 (2) (kx) \$1,379,300 in each fiscal year and, from the appropriation account under s.
2 20.410 (3) (hm), the department of corrections shall transfer to the appropriation
3 account under s. 20.435 (2) (kx) ~~\$2,639,800~~ \$2,929,300✓ in fiscal year ~~2007-08~~
4 2009-10✓ and ~~\$2,707,300~~ \$3,058,800✓ in fiscal year ~~2008-09~~ 2010-11✓ for services for
5 juveniles placed at the Mendota juvenile treatment center. The department of health
6 services may charge the department of corrections not more than the actual cost of
7 providing those services.

8 **History:** 1995 a. 216; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 344; 2007 a. 20 ss. 832, 9121 (6) (a).

(END)

STATUTORY CHANGE CALCULATION				
		FY 10	FY 11	
Base		4,086,600	4,086,600	
Request		4,251,600	4,275,400	
Dif		165,000	188,800	
Statutes		Base	Base	
	GPR	1,379,300	1,379,300	
	PR	2,707,300	2,707,300	
		4,086,600	4,086,600	
Dif		165,000	188,800	B-2 Increase
New GPR		1,379,300	1,379,300	
New PR		2,872,300	2,896,100	←
Total		4,251,600	4,275,400	

Post-It® Fax Note		7671	Date	# of pages
To	Dordon M.		From	Sue
Co./Dept.			Co.	
Phone #			Phone #	
Fax #			Fax #	

Dordon - These are the new #'s that should go in the Mendota Juvenile Detention Center stat language

Sue



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0392/1

GMM:jld:md

2
RMR

DOA:.....Jablonsky, BB0117 - Mendota Juvenile Treatment Center funding
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

✓ don't gen

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\$ 2,872,300 ✓

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4 2009-10 and \$2,707,300 ~~\$3,058,800~~⁹ in fiscal year 2008-09 2010-11 for services for
5 juveniles placed at the Mendota juvenile treatment center. The department of health
6 services may charge the department of corrections not more than the actual cost of
7 providing those services.

8 (END)

\$ 2,896,100 ✓

Jablonsky, Sue - DOA

From: Silver, Karina B - DOA
Sent: Wednesday, January 28, 2009 1:01 PM
To: Jablonsky, Sue - DOA
Cc: Steinmetz, Jana D - DOA
Subject: MJTC stat language change

Sue, as I mentioned yesterday, due to DINs 8101 and 8102 some changes will be needed in the draft on MJTC (LRB-0392).

- ✓ The new GPR amount should be \$1,296,500 (instead of the \$1,379,300 that is currently in the statutes). We are NOT changing the PR amounts (although the appropriation is affected, we have taken the entire amount out of a different program).

The following language (or something to this extent) would need to be included in this draft:

- ✓ "From the appropriation account under s. 20.410 (1) (kd), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$69,000 in FY10 and in FY11."

This language is needed to counteract the 5% reduction and put this money back if we get the federal stimulus money.

If you have any questions, just holler, and I'll come right over. ☺

Karina B. Silver
 Executive Policy and Budget Analyst
 State Budget Office
 (608) 266-2213

Post-It® Fax Note	7671	Date	# of pages ▶
To <i>Dorton</i>		From <i>Sue</i>	
Co./Dept.		Co.	
Phone #		Phone #	
Fax #		Fax #	

01/28/2009

1 (2) (kx) ~~\$1,379,300~~ ^{1,296,500} in each fiscal year and, from the appropriation account under s.
 2 20.410 (3) (hm), the department of corrections shall transfer to the appropriation
 3 account under s. 20.435 (2) (kx) ~~\$2,630,800~~ ~~\$2,872,300~~ ^{2,896,100} in fiscal year 2007-08
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 8

(END)

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 department of Corrections shall transfer to
 the appn acct under s. 20.435(2)(kx)
\$69,000 in FY10 & in FY11,



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0392/2

GMM:jld:rs

TWLj

IN 1/28
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DOA:.....Jablonsky, BB0117 - Mendota Juvenile Treatment Center funding

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

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(END)

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 shall transfer to the appropriation
 account under s. 20.435 (2) (kx)
\$699,000 in each of fiscal years
2009-10 and 2010-11

DNORE ✓

See ①

④ Section 20.410 (1) (kd) is created in LRB 09-1786/10 IF LRB 09-1786
 is not included in the compiled budget bill, then the transfer from
 that appropriation should be deleted from this draft.

GMM

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0392/3dn
GMM:wlj:ph

January 29, 2009

Sue:

Section 20.410 (1) (kd) is created in LRB09-1786/1. If LRB09-1786 is not included in the compiled budget bill, then the transfer from that appropriation should be deleted from this draft.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: gordon.malaise@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0392/3
GMM:jld&wlj:ph

DOA:.....Jablonsky, BB0117 - Mendota Juvenile Treatment Center funding
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

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11 (END)